

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

February 13, 2020

Committee on Agriculture & Natural Resources.

After consideration on the merits, the Committee recommends the following:

SB20-101 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

1 Amend printed bill, page 2, line 4, strike "WITHIN" and substitute
2 "EXCEPT AS PROVIDED IN SUBSECTION (4)(c) OF THIS SECTION, WITHIN".

3 Page 2, lines 5 and 6, strike "RECEIVES A COMPLAINT AGAINST A PERSON"
4 and substitute "IDENTIFIES A PERSON WHO IS THE SUBJECT OF A COMPLAINT
5 AND".

6 Page 2, strike lines 8 through 12 and substitute "OF THE COMPLAINT. THE
7 NOTICE MUST INCLUDE THE TEXT OF THE COMPLAINT.".

8 Page 3, after line 6 insert:

9 "(c) THIS SUBSECTION (4) DOES NOT APPLY TO COMPLAINTS
10 CONCERNING THE COMMERCIAL APPLICATION OF PESTICIDES ON A
11 MARIJUANA CROP.".

12 Page 3, strike lines 11 through 14 and substitute:

13 "(6) NOTWITHSTANDING ARTICLE 80 OF TITLE 13, TO BRING
14 PROCEEDINGS TO IMPOSE DISCIPLINE, THE SUBJECT OF A COMPLAINT MUST
15 BE GIVEN THE NOTICE REQUIRED IN SECTION 24-4-104 (3) WITHIN ONE
16 YEAR AFTER A COMPLAINT IS RECEIVED OR INITIATED. THIS SUBSECTION
17 (6) DOES NOT APPLY TO COMPLAINTS CONCERNING THE COMMERCIAL
18 APPLICATION OF PESTICIDES ON A MARIJUANA CROP.".

1 Page 3, strike lines 19 through 24 and substitute:

2 "(6) NOTWITHSTANDING ARTICLE 80 OF TITLE 13, TO BRING
3 PROCEEDINGS TO IMPOSE CIVIL PENALTIES, THE SUBJECT OF A COMPLAINT
4 MUST BE GIVEN THE NOTICE REQUIRED IN SECTION 24-4-104 (3) WITHIN
5 ONE YEAR AFTER A COMPLAINT IS RECEIVED OR INITIATED. THIS
6 SUBSECTION (6) DOES NOT APPLY TO PROCEEDINGS BASED ON A VIOLATION
7 OF SECTION 35-10-117 (1)(a), (1)(b), OR (1)(c) OR BASED ON COMPLAINTS
8 CONCERNING THE COMMERCIAL APPLICATION OF PESTICIDES ON A
9 MARIJUANA CROP."

10 Page 4, strike lines 2 through 5 and substitute "SECTION MUST BE
11 COMMENCED WITHIN ONE YEAR AFTER A COMPLAINT IS RECEIVED OR
12 INITIATED. THIS SUBSECTION (4) DOES NOT APPLY TO A PROSECUTION
13 BASED ON A VIOLATION OF SECTION 35-10-117 (1)(a), (1)(b), OR (1)(c) OR
14 BASED ON COMPLAINTS CONCERNING THE COMMERCIAL APPLICATION OF
15 PESTICIDES ON A MARIJUANA CROP."

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